

**RE: NWOD Seg 2A Design Studies and Work Plan**

**Paul Fuglevand** to: Hernandez.Kathryn, 'Elizabeth Palmer', 'Bill Rees'

07/14/2012 03:09 PM

From: "Paul Fuglevand" <pfuglevand@dofnw.com>

To:

Cc: <laura.briefer@slcgov.com>, "Skance, John" <John.Skance@bp.com>, "Pak, Eugene" <EugenePak@chevron.com>

**Please respond to <pfuglevand@dofnw.com>**

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Kathy, Liz, and Bill, I wanted to clarify our discussion of Item 3 in Kathy's July 9, 2012 memorandum in regards to the statement in the SAP/QAPP that states "*Resolution of all outstanding items should be documented in a Final Construction Report within 30 days of the final inspection*".

That statement is taken from Section 4.3 of the SAP/QAPP, and is as follows.

- **Final Inspection and Report.** Within thirty (30) days after completion of any work identified in the prefinal inspection reports, the Working Group, EPA and UDEQ shall schedule a final inspection. The final inspection shall consist of a review of all the visual inspection and confirmation sampling data and a walk-through inspection of each punchlist item. The prefinal inspection punchlist shall be used as a checklist with the final inspection focusing on the outstanding construction items identified in the prefinal inspection. Confirmation shall be made that outstanding items have been resolved. Resolution of all outstanding items should be documented in a Final Construction Letter/Report within thirty (30) days of the final inspection.

As I read and understand that part of the SAP/QAPP:

<![if !supportLists]>•<![endif]>The "*resolution of outstanding items*" refers to the items on the punch list from the Pre-Final inspection.

<![if !supportLists]>•<![endif]>That Final Construction Letter/Report required by the SAP/QAPP was submitted to you on April 25, 2012, and is also attached.

The submission of the final report is addressed in the paragraph 20 of the AOC which states:

**20. Final Report**

Within 60 days after completion of all removal actions required under this Order, the Respondents shall submit for EPA review and approval a final report summarizing the actions taken to comply with this Order and costs incurred. The final report shall include a good faith estimate of total costs or a statement of actual costs incurred by all Respondents in complying

I read that to say the final report is not due until all removal actions required by the order are complete, which is some time in the future.

The Working Group has also asked that I prepare a Segment 1 Progress Report, which is not a specific required deliverable under the Order, to document the Segment 1 work. That report is in progress and will be provided to you. I hope to have it done in July.

Kathy, does this agree with your understanding of reporting? I apologize if there was a misunderstanding.

Paul Fuglevand

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**From:** Kathryn Hernandez [mailto:Hernandez.Kathryn@epamail.epa.gov]

**Sent:** Tuesday, July 10, 2012 1:25 PM

**To:** Paul Fuglevand

**Cc:** laura.briefer@slcgov.com; Elizabeth Palmer; Bill Rees

**Subject:** Fw: NWOD Seg 2A Design Studies and Work Plan

Hello Laura,

Attached our the EPA and DERR comments on the Workplan and SAP. Please let me know if you have any questions.

Thanks,

Kathy

*(See attached file: NWOD 2A RDRA WP\_SAPQAPP Comments.DOC)*

Kathryn Hernandez

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----- Forwarded by Kathryn Hernandez/R8/USEPA/US on 07/10/2012 02:23 PM -----

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Date: 03/19/2012 12:37 PM

Subject: NWOD Seg 2A Design Studies and Work Plan

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Kathy, Liz, and Bill,

The NWOD Working Group has completed numerous studies as part of the design of the Segment 2A sediment removal project. Those reports are being mailed to you in two submittals. Last week EarthFax mailed EPA and UDEQ a binder with the following five design reports (EarthFax transmittal letter attached):

- Segments 2 and 3 Wetland Investigation
- Segments 2 and 3 Environmental Borings Design Study
- Segment 2A Supplemental Environmental Borings
- Segment 2A Geotechnical Design Study
- Expanded Evaluation of Hydrologic and Hydraulic Conditions

This week DOF will be mailing you the sediment characterization study completed for Segments 2 and 3 by SEE.

We will present the primary findings of these studies as they relate to the Segment 2A design during our meeting on April 11, 2012. In the meantime let me know if you have any questions or comments on the reports.

I am also working on a RD/RA Work Plan for Segment 2A that will be sent to you by the end of the month. It is intended to be the document that EPA would review and approve for the Segment 2A work.

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[attachment "2A Design Studies Submittal to EPA-UDEQ.pdf" deleted by Kathryn Hernandez/R8/USEPA/US]

